

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA :

v. :

DALE MENTZER	:	CRIMINAL NO: _____
HEATH DERIZZO	:	DATE FILED: _____
SAMANTHA HENDERSON	:	VIOLATIONS:
	:	18 U.S.C. § 2113 (a) (bank robbery - 4
	:	counts)
	:	18 U.S.C. § 1951(a) (robbery which
	:	interferes with interstate commerce - 2
	:	counts)
	:	18 U.S.C. § 924(c)(1) (use and carrying of
	:	a firearm during a crime of violence – 2
	:	counts)
	:	18 U.S.C. § 922(g)(1) (convicted felon in
	:	possession of a firearm - 1 count)
	:	18 U.S.C. § 3 (accessory after the fact - 1
	:	count)
	:	18 U.S.C. § 2 (aiding and abetting)
	:	Notice of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about July 11, 2013, in Kutztown, in the Eastern District of Pennsylvania,
defendants

**DALE MENZTER and
HEATH DERIZZO**

knowingly and unlawfully, by force and violence, and by intimidation, took, and aided and
abetted the taking, from employees of Sovereign Bank, 61 Constitution Boulevard, Kutztown,
Pennsylvania, lawful currency of the United States, that is, approximately \$1,286, belonging to,

and in the care, custody, control, management, and possession of Sovereign Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation.

In violation of Title 18, United States Code, Sections 2113(a) and 2.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 16, 2013, in Meyerstown, in the Middle District of Pennsylvania, defendants

**DALE MENZTER and
HEATH DERIZZO**

knowingly and unlawfully, by force and violence, and by intimidation, took, and aided and abetted the taking, from employees of Northwest Savings Bank, 1 West Main Street, Myerstown, Pennsylvania, lawful currency of the United States, that is, approximately \$705, belonging to, and in the care, custody, control, management, and possession of Northwest Savings Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation.

In violation of Title 18, United States Code, Sections 2113(a) and 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Rodeway Inn, 2425 North Fifth Street, Muhlenberg, Pennsylvania, was a motel, part of a national motel chain with headquarters based in Maryland, and was engaged in interstate commerce by providing overnight accommodations to customers travelling from within and outside of Pennsylvania, and accepting and processing interstate reservations and credit card payments through the internet and via telephone.

2. On or about July 18, 2013, in Muhlenberg, in the Eastern District of Pennsylvania, defendants

**DALE MENZTER and
HEATH DERIZZO**

obstructed, delayed and affected commerce and the movement of articles and commodities in commerce, and attempted to do so, by robbery, in that, defendants MENTZER and DERIZZO unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, approximately \$375 from an employee of the Rodeway Inn Motel and against the employee's will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employee, that is, by pointing a loaded firearm at the employee and demanding money from the employee.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 18, 2013, in Muhlenberg, in the Eastern District of Pennsylvania, defendants

**DALE MENZTER and
HEATH DERIZZO**

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, that is, a black and silver, Kahr Arms, Model P9, nine millimeter pistol, serial number YA8693, loaded with five live rounds of ammunition, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, robbery which interferes with interstate commerce, in violation of Title 21, United States Code, Section 1951(a) and 2, as charged in Count Three of this indictment, and brandished, and aided and abetted the brandishing of, that firearm.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 18, 2013, in Phoenixville, in the Eastern District of Pennsylvania, defendants

**DALE MENZTER and
HEATH DERIZZO**

knowingly and unlawfully, by force and violence, and by intimidation, took, and aided and abetted the taking, from employees of First Cornerstone Bank, 368 Schuylkill Road, Phoenixville, Pennsylvania, lawful currency of the United States, that is, approximately \$1,880, belonging to, and in the care, custody, control, management, and possession of First Cornerstone Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation.

In violation of Title 18, United States Code, Sections 2113(a) and 2.

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Cihylik Farms, 3960 Cherryville Road, Allen Township, Pennsylvania, was a farm offering fruit and vegetables for sale from a street side farm stand, and was engaged in interstate commerce by selling crops grown on the farm with seeds and fertilizer brought in from out of state vendors, to customers travelling by automobile, including customers from outside of Pennsylvania, and the products are purchased with credit cards that are processed interstate through the internet and via telephone.

2. On or about July 19, 2013, in Allen Township, in the Eastern District of Pennsylvania, defendants

**DALE MENZTER and
HEATH DERIZZO**

obstructed, delayed and affected commerce and the movement of articles and commodities in commerce, and attempted to do so, by robbery, in that, defendants MENTZER and DERIZZO unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, approximately \$50 and various computer equipment from an employee of Cihylik Farms and against the employee's will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employee, that is, by pointing a loaded firearm at the employee and demanding money from the employee and stealing business computers from the employee whom defendant MENTZER forced into a trailer at gunpoint and forced to disrobe to facilitate the robbers' escape.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 19, 2013, in Muhlenberg, in the Eastern District of Pennsylvania, defendants

**DALE MENZTER and
HEATH DERIZZO**

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, that is, a black and silver, Kahr Arms, Model P9, nine millimeter pistol, serial number YA8693, loaded with five live rounds of ammunition, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, robbery which interferes with interstate commerce, in violation of Title 21, United States Code, Section 1951(a) and 2, as charged in Count Six of this indictment, and brandished, and aided and abetted the brandishing of, that firearm.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 19, 2013, in Allen Township, in the Eastern District of Pennsylvania, defendants

**DALE MENZTER and
HEATH DERIZZO,**

each having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce a firearm, that is, a black and silver Kahr Arms, Model P9, nine millimeter pistol, serial number YA8693, loaded with five live rounds of ammunition.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT NINE

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 19, 2013, in Allen Township, in the Eastern District of Pennsylvania, and elsewhere, defendant

SAMANTHA HENDERSON

knowing that DALE MENTZER and HEATH DERIZZO had committed offenses against the United States, that is, robbery which interferes with interstate commerce, as charged in Count Six of this indictment, received, relieved, comforted and assisted MENTZER and DERIZZO in order to hinder and prevent their apprehension, trial, and punishment.

In violation of Title 18, United States Code, Section 3.

COUNT TEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 19, 2013, in Northampton, in the Eastern District of
Pennsylvania, defendants

**DALE MENZTER and
HEATH DERIZZO**

knowingly and unlawfully, by force and violence, and by intimidation, took, and aided and
abetted the taking, from employees of National Penn Bank, 1862 Main Street, Northampton,
Pennsylvania, lawful currency of the United States, that is, approximately \$4,630, belonging to,
and in the care, custody, control, management, and possession of National Penn Bank, the
deposits of which were insured by the Federal Deposit Insurance Corporation.

In violation of Title 18, United States Code, Sections 2113(a) and 2.

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violations of Title 18, United States Code, Sections 924(c)(1) and 922(g)(1), set forth in this Indictment, defendants

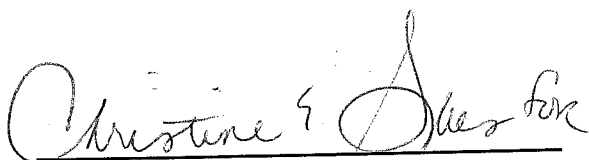
**DALE MENZTER, and
HEATH DERIZZO**

shall forfeit to the United States of America the firearm and ammunition involved in the commission of these offenses, that is, one black and silver, Kahr Arms, Model P9, nine millimeter pistol, serial number YA8693, loaded with three live rounds of ammunition

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

A TRUE BILL:

GRAND JURY FOREPERSON

A handwritten signature in cursive script, appearing to read "Christine S. Memeger", written over a horizontal line.

**ZANE DAVID MEMEGER
UNITED STATES ATTORNEY**